

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE S.SIRI JAGAN

MONDAY, THE 9TH APRIL 2007 / 19TH CHAITHRA 1929

WP(C).No. 12031 of 2007(G)

PETITIONER:

1. K.P.VARGHESE, KANNAPUZHA HOUSE,
ANGAMALY SOUTH P.O., CHAMBANOOR, ERNAKULAM
DISTRICT.
2. K.V.GEOREGE, S/O.LATE K.V.VARKEY,
KACHIRACKAL HOUSE, P.O.MELOOR, CHALAKUDY (VIA),
THRISSUR DISTRICT.

BY ADV. SRI.K.RAMAKUMAR

RESPONDENTS:

1. THE REGIONAL TRANSPORT OFFICER,
ERNAKULAM.
2. ARUN.C.D., ASSISTANT MOTOR VEHICLE
INSPECTOR, ERNAKULAM.
3. M.P.UNNIKRISHNAN,
ASSISTANT MOTOR VEHICLE INSPECTOR,
ERNAKULAM.
4. SUB INSPECTOR OF POLICE,
ANGAMALI.

BY GOVT.PLEADER SRI.I.V.PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 09/04/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

S.SIRI JAGAN, J

W.P.(C)NO.12031 of 2007

Dated this the 9th day of April, 2007

JUDGMENT

The petitioners challenge the seizure of their tanker lorries on account of the strike called by All Kerala Lorry Owners Association. Now that the strike has been called off, the petitioners do not have any cause of action, since I am sure the respondents would release the tanker lorries to the petitioners. Of course, the petitioners raise a contention that their lorries have suffered damages for which they are entitled to an adequate possession. That is a matter which the petitioners should plead and prove in a suit filed for the same. Without prejudice to the right of the petitioners to file a suit for damages in respect of the alleged damages caused to the petitioners' vehicles, this writ petition is dismissed.

S.SIRI JAGAN, JUDGE

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W.P.(C)No.

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W.P.(C)No.

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